

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8 999 18TH STREET - SUITE 500 DENVER, CO 80202-2466

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Ms. Kathy Busby
Special Waste Administrator
Browning Ferris Industries
1927 1st Ave.
P.O. Box 1746
Greeley, CO 80238

Re: Regulatory Status of Excavated Soil From the Vasquez Blvd./I-70 Site, Denver, Co.

Dear Ms. Busby:

The U.S. Environmental Protection Agency is currently conducting a Superfund Removal Action in the City and County of Denver, Colorado. The action entails the removal of arsenic and lead contaminated soils from the yards of several residences in the north Denver area. The contamination resulted, we believe, from historic smelting activities. The work is being done for the EPA by CET Environmental Services. The EPA has determined that the excavated soil is not RCRA regulated hazardous waste, and as such the EPA has directed CET to arrange for disposal of the excavated soil as non-hazardous waste in a Subtitle D landfill.

The yards being excavated during this phase have typical arsenic values ranging from non-detect to 3300 mg/kg, and typical lead values ranging from non-detect to 1800 mg/kg. The yard with the highest values was one of the three representative samples from the properties to undergo removal that were analyzed for TCLP, the results of which you have. None of the three composite samples analyzed exceeded any of the RCRA TCLP regulatory thresholds for any compound.

If you have any questions regarding the EPA's characterization of this waste stream, please call me at (303) 312-6799.

Sincerely,

Peter D. Stevenson, OSC Emergency Response Program